

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
CENTRAL DIVISION**

UNITED STATES OF AMERICA

VS.

**4:18-CR-00357-07-JM
4:23-CV-01217-JM**

ISAAC MAY

ORDER

For the reasons set out below, Defendant’s Motion to Vacate, Set Aside, or Correct Sentence under 28 U.S.C. § 2255 (Doc. No. 570) is DENIED.

I. BACKGROUND

On April 21, 2021, a jury found Defendant guilty of conspiracy to possess with intent to distribute more than 5 kilograms of cocaine and three counts of using a communication facility in furtherance of a drug-trafficking offense.¹ On August 19, 2021, he was sentenced to 360 months in prison.² On June 14, 2023, the Eighth Circuit affirmed the conviction and sentence.³

Defendant seeks to vacate his conviction and sentence based on lack of jurisdiction, due process violations, and fraud.

II. DISCUSSION

Defendant filed 83 pages of legalese, non-applicable citations, and general nonsensical “legal arguments.” Although Defendant uses the words “jurisdiction”, “due process”, and “fraud”, the overall arguments are frivolous. Below are just a few of his arguments:

¹ Doc. No. 449

² Doc. No. 493, 494.

³ Doc. No. 545, 547.

- “Affiant Affirms, that He is a ‘Natural Person’, ‘In Full Live’, flesh and blood, and not an artificial person, corporate person, nom de guerre, straw-man, nor any other fraudulent, misrepresentation, as scribed in all CAPITAL LETTERS . . .”
- The federal court in the Eastern District of Arkansas “is a municipal court. By an Article III judge sitting in a municipal court it immediately makes them a magistrate or administrative officer wherein they do not have any judicial power.”
- “By law, a judge is a state officer. The judge then acts not as a judge, but as a private individual (in his person).”
- “[T]he judge lost his judicial authority while acting in a ministerial capacity, making him incompetent to received grants of judicial power, making the proceedings and the judgments thereof, void ab initio.”
- The Court has jurisdiction only over corporations.
- “The Art of words are being employed to trick the People which is actually “FRAUD”.
- Defendant “didn’t receive ‘fair notice’ of the convening of a Grand Jury for the purposes of Indictment, to afford [Defendant] the ‘right’ to defend his life and liberty”⁴

Defendant presents no plausible claims for habeas relief, and his arguments are legally frivolous.

Accordingly, the motion is DENIED.

IT IS SO ORDERED this 28th day of December, 2023.


UNITED STATES DISTRICT JUDGE

⁴ Doc. No. 570 at 14, 15, 18, 20, 22, 29, 37.